

III. REMARKS

1. Claims 1, 6, 15, 22, 23, 44, 47 and 48 are amended. Claims 5, 16-21, 24-43 and 46 are cancelled without prejudice. Claims 54 and 55 are new.

2. Claim 1 is amended to include the limitations of claim 5 and that portion of claim 6 relating to the transmission of the identification for the handover operation. It is respectfully submitted that these changes should satisfy the Examiner's indication of allowable subject matter with respect to claim 6.

3. It is submitted that claims 1, 2, 4, 7, 12, 13, 44-47, 50-51 and 53 are not unpatentable over Lee in view of Kozdon et al. (Kozdon) (EP0695104AZ) under 35 U.S.C. §103(a). Claims 1 and 44 recite that the mobile station receives data from the first network that indicates an "identification" of the handover operation. This is neither disclosed or suggested by the combination of Lee and Kozdon.

The Examiner refers to column 4, lines 2-39 of Kozdon as disclosing this feature. This is not the case. This section of Kozdon relates to the connection transfer procedure and only discloses transmitting data from the mobile station to the network. In Kozdon, the user indicates the connection transfer procedure. (Column 3, lines 50-54). The Call Transfer Messages from the WPCM 1040 causes the current call to be placed on hold and a dial tone is provided to the mobile 100. The mobile 100 transfers the dial tone information to CTM 1030 which generates a alternate telephone number. A call is initiated to the alternate number. The original call is terminated and the call on the alternate number is answered. (Column 4, lines 12-39).

There is nothing in this section, or anywhere else in Kozdon, that discloses that the first network transmits an "identification of the handover operation" to the mobile station as is recited in Applicant's claims.

Furthermore, claim 44 recites that it is the mobile station that originates the second call with the first network. This is not disclosed by Lee in view of Kozdon. In Kozdon, it is the **CMM** 1090 that completes the call transfer function by "initiating a call to the alternate telephone number". (Column 4, lines 30-33). Thus, it cannot be said that in Kozdon the mobile station will "originate the second call with the first network via the second network" as claimed by Applicant.

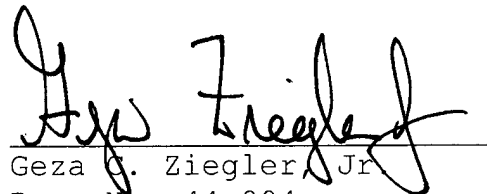
There is also no motivation to combine Lee with Kozdon to achieve Applicant's invention because Kozdon only discloses embodiments in which the second call is originated by the first network and not the mobile station as in Applicant's invention. The transmission of an identification of the handover operation from the first network to the mobile station is advantageous when the mobile station originates the second call because it enables the mobile to subsequently identify the handover operation to the second network. The second network can then identify the completed handover to the first network so that the first network can drop the original call. Since Kozdon only discloses or suggests that the second call is originated by the first network, one of skill in the art would not look to Kozdon to achieve Applicant's invention, particularly with respect to having the first network transmit an identification of the handover operation to the mobile station.

Thus, claims 1,44 and 50 should be allowable. Claims 2-4, 7-13, 22, 23, 46-49 and 51-53 should be allowable at least by reason of their respective dependencies.

For all of the foregoing reasons, it is respectfully submitted that all of the claims now present in the application are clearly novel and patentable over the prior art of record, and are in proper form for allowance. Accordingly, favorable reconsideration and allowance is respectfully requested. Should any unresolved issues remain, the Examiner is invited to call Applicants' attorney at the telephone number indicated below.

A check in the amount of \$120 is enclosed for a one-month extension of time. The Commissioner is hereby authorized to charge payment for any fees associated with this communication or credit any over payment to Deposit Account No. 16-1350.

Respectfully submitted,


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23 March 2006
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